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DATE MAILED: 07/11/2003

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
07/973,261	11/09/1992	JOANN M. CANICH	P-1817-D2	1 8396
RONALD A. KRASNOW			EXAMINER	
FISH AND NEAVE 1251 AVENUE OF THE AMERICAS			RABAGO, ROBERTO	
50TH FLOOR NEW YORK, NY 10020			ART UNIT	PAPER NUMBER
,			1713	

Please find below and/or attached an Office communication concerning this application or proceeding.

		\mathcal{M}				
•	Application No.	Applicant(s)				
	07/973,261	CANICH, JOANN M.				
Office Action Summary	Examiner	Art Unit				
	Rob Rábago	1713				
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address				
A SHORTENED STATUTORY PERIOD FOR REPLY THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period w - Failure to reply within the set or extended period for reply will, by statute, - Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b). Status	36(a). In no event, however, may a reply be tim within the statutory minimum of thirty (30) days will apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	nely filed s will be considered timely. the mailing date of this communication. O (35 U.S.C. § 133).				
1) Responsive to communication(s) filed on	<u> </u>					
2a)⊠ This action is FINAL . 2b)□ Th	is action is non-final.					
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.						
Disposition of Claims	_					
4) Claim(s) 14-26 is/are pending in the application						
4a) Of the above claim(s) is/are withdray	wn from consideration.					
· <u> </u>	Claim(s) is/are allowed.					
<u> </u>	☑ Claim(s) <u>14-26</u> is/are rejected.					
7) Claim(s) is/are objected to.	. I all a constant					
8) Claim(s) are subject to restriction and/or Application Papers	r election requirement.					
9) The specification is objected to by the Examiner	•					
10) The drawing(s) filed on is/are: a) accep		niner				
Applicant may not request that any objection to the						
11) The proposed drawing correction filed on		, ,				
If approved, corrected drawings are required in rep		•				
12) The oath or declaration is objected to by the Exa	aminer.					
Priority under 35 U.S.C. §§ 119 and 120						
13) Acknowledgment is made of a claim for foreign	priority under 35 U.S.C. § 119(a))-(d) or (f).				
a) ☐ All b) ☐ Some * c) ☐ None of:						
1. Certified copies of the priority documents	s have been received.					
2. Certified copies of the priority documents	s have been received in Application	on No				
Copies of the certified copies of the prior application from the International Bur See the attached detailed Office action for a list of the section for a list of th	reau (PCT Rule 17.2(a)).	•				
14) Acknowledgment is made of a claim for domestic	•					
a) ☐ The translation of the foreign language pro 15)☑ Acknowledgment is made of a claim for domestic	visional application has been rece	eived.				
Attachment(s)						
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Informal P	(PTO-413) Paper No(s) ratent Application (PTO-152)				
S. Patent and Trademark Office						





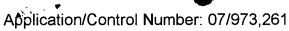
Art Unit: 1713

DETAILED ACTION

- 1. This application, previously suspended from prosecution due to an interference, is now subject to further prosecution because the previously cited interference has terminated.
- 2. The prior provisional rejection over count 1 of Interference No. 102,954 is withdrawn because the interference has terminated.

Double Patenting

- 3. Claims 14-26 are provisionally rejected under 35 U.S.C. 101 as claiming the same invention as that of claims 1-13 of copending Application No. 07/973,107. This is a <u>provisional</u> double patenting rejection since the conflicting claims have not in fact been patented.
- 4. Claims 14-26 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-13 of Patent No. 5,026,798. Although the conflicting claims are not identical, they are not patentably distinct from each other because, although they differ trivially in wording and scope, the two sets of claims define a substantially identical process for producing crystalline poly-alphaolefins.



Art Unit: 1713

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rob Rábago whose telephone number is (703) 308-4347. The examiner can normally be reached on Monday - Friday from 7:30 am - 3:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wu can be reached at (703) 308-2450. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9310 for regular communications and (703) 872-9311 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

Rob Rábago Examiner Art Unit 1713

RR July 1, 2003

DAVID W. WU SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER TO THE